

AMENDMENT TO H.R. 3073, AS REPORTED

OFFERED BY MRS. MINK OF HAWAII

(Reference corresponds to title I of the amendment in the nature of a substitute printed in the Congressional Record)

Strike title I and insert the following:

1 **TITLE I—PARENTS COUNT**
2 **PROGRAM**

3 **SEC. 101. PARENT GRANTS.**

4 (a) IN GENERAL.—Part A of title IV of the Social
5 Security Act (42 U.S.C. 601–619) is amended by inserting
6 after section 403 the following:

7 **“SEC. 403A. PARENT PROGRAMS.**

8 “(a) PURPOSE.—The purpose of this section is to
9 make grants available to public and private entities for
10 projects designed to—

11 “(1) promote successful parenting through
12 counseling, mentoring, disseminating information
13 about good parenting practices, including family
14 planning, training parents in money management,
15 encouraging child support payments, encouraging
16 visitation between a custodial parent and their chil-
17 dren, and other methods;

18 “(2) help parents and their families to avoid or
19 leave cash welfare provided by the program under
20 this part and improve their economic status by pro-



1 viding work first services, job search, job training,
2 subsidized employment, career-advancing education,
3 job retention, job enhancement, and other methods;
4 and

5 “(3) help parents in their marriages through
6 counseling, mentoring, and teaching how to control
7 aggressive methods, and other methods.

8 “(b) PARENT GRANTS.—

9 “(1) APPLICATIONS.—An entity desiring a
10 grant to carry out a project described in subsection
11 (a) may submit to the Secretary an application that
12 contains the following:

13 “(A) A description of the project and how
14 the project will be carried out.

15 “(B) A description of how the project will
16 address all 3 of the purposes of this section.

17 “(C) A written commitment by the entity
18 that the project will allow an individual to par-
19 ticipate in the project only if the individual is—

20 “(i) a parent of a child who is, or
21 within the past 24 months has been, a re-
22 cipient of assistance or services under a
23 State program funded under this part; or

24 “(ii) a parent, including an expectant
25 parent, whose income is less than 150 per-



1 cent of the poverty line (as defined in sec-
 2 tion 673(2) of the Omnibus Budget Rec-
 3 onciliation Act of 1981, including any revi-
 4 sion required by such section, applicable to
 5 a family of the size involved).

6 “(D) A written commitment by the entity
 7 that the entity will provide for the project, from
 8 funds obtained from non-Federal sources (other
 9 than funds which are counted as qualified State
 10 expenditures for purposes of section 409(a)(7)),
 11 amounts (including in-kind contributions) equal
 12 in value to—

13 “(i) 20 percent of the amount of any
 14 grant made to the entity under this sub-
 15 section; or

16 “(ii) such lesser percentage as the
 17 Secretary deems appropriate (which shall
 18 be not less than 10 percent) of such
 19 amount, if the application demonstrates
 20 that there are circumstances that limit the
 21 ability of the entity to raise funds or ob-
 22 tain resources.

23 “(2) CONSIDERATION OF APPLICATIONS BY
 24 INTERAGENCY PANELS.—

25 “(A) FIRST PANEL.—



1 “(i) ESTABLISHMENT.—There is es-
2 tablished a panel to be known as the ‘Par-
3 ent Grants Recommendation Panel’ (in
4 this subparagraph referred to as the
5 ‘Panel’).

6 “(ii) MEMBERSHIP.—

7 “(I) IN GENERAL.—The Panel
8 shall be composed of 10 members, as
9 follows:

10 “(aa) 1 member of the
11 Panel shall be appointed by the
12 Secretary.

13 “(bb) 1 member of the
14 Panel shall be appointed by the
15 Secretary of Labor.

16 “(cc) 2 members of the
17 Panel shall be appointed by the
18 Chairman of the Committee on
19 Education and the Workforce of
20 the House of Representatives.

21 “(dd) 2 members of the
22 Panel shall be appointed by the
23 ranking minority member of the
24 Committee on Education and the



1 Workforce of the House of Rep-
2 resentatives.

3 “(ee) 2 members of the
4 Panel shall be appointed by the
5 Chairman of the Committee on
6 Health, Education, Labor, and
7 Pensions of the Senate.

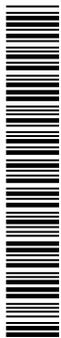
8 “(ff) 2 members of the
9 Panel shall be appointed by the
10 ranking member of the Com-
11 mittee on Health, Education,
12 Labor, and Pensions of the Sen-
13 ate.

14 “(II) CONFLICTS OF INTER-
15 EST.—An individual shall not be eligi-
16 ble to serve on the Panel if such serv-
17 ice would pose a conflict of interest
18 for the individual.

19 “(III) TIMING OF APPOINT-
20 MENTS.—The appointment of mem-
21 bers to the Panel shall be completed
22 not later than March 1, 2000.

23 “(iii) DUTIES.—

24 “(I) REVIEW AND MAKE REC-
25 OMMENDATIONS ON PROJECT APPLI-



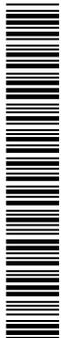
1 CATIONS.—The Panel shall review all
2 applications submitted pursuant to
3 paragraph (1), and make rec-
4 ommendations to the Secretary re-
5 garding which applicants should be
6 awarded grants under this subsection,
7 with due regard for the provisions of
8 paragraph (3), but shall not rec-
9 ommend that a project be awarded
10 such a grant if the application de-
11 scribing the project does not attempt
12 to meet the requirement of paragraph
13 (1)(B).

14 “(II) TIMING.—The Panel shall
15 make such recommendations not later
16 than September 1, 2000.

17 “(iv) TERM OF OFFICE.—Each mem-
18 ber appointed to the Panel shall serve for
19 the life of the Panel.

20 “(v) PROHIBITION ON COMPENSA-
21 TION.—Members of the Panel may not re-
22 ceive pay, allowances, or benefits by reason
23 of their service on the Panel.

24 “(vi) TRAVEL EXPENSES.—Each
25 member of the Panel shall receive travel



1 expenses, including per diem in lieu of sub-
2 sistence, in accordance with sections 5702
3 and 5703 of title 5, United States Code.

4 “(vii) MEETINGS.—The Panel shall
5 meet as often as is necessary to complete
6 the business of the Panel.

7 “(viii) CHAIRPERSON.—The Chair-
8 person of the Panel shall be designated by
9 the Secretary at the time of appointment.

10 “(ix) STAFF OF FEDERAL AGEN-
11 CIES.—The Secretary may detail any per-
12 sonnel of the Department of Health and
13 Human Services and the Secretary of
14 Labor may detail any personnel of the De-
15 partment of Labor to the Panel to assist
16 the Panel in carrying out its duties under
17 this subparagraph.

18 “(x) OBTAINING OFFICIAL DATA.—
19 The Panel may secure directly from any
20 department of agency of the United States
21 information necessary to enable it to carry
22 out this paragraph. On request of the
23 Chairperson of the Panel, the head of the
24 department or agency shall furnish that in-
25 formation to the Panel.



1 “(xi) **MAILS.**—The Panel may use the
2 United States mails in the same manner
3 and under the same conditions as other de-
4 partments and agencies of the United
5 States.

6 “(xii) **TERMINATION.**—The Panel
7 shall terminate on September 1, 2000.

8 “(B) **SECOND PANEL.**—

9 “(i) **ESTABLISHMENT.**—Effective Jan-
10 uary 1, 2001, there is established a panel
11 to be known as the ‘Parent Grants Rec-
12 ommendation Panel’ (in this subparagraph
13 referred to as the ‘Panel’).

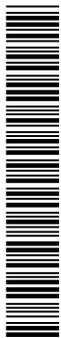
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22 EST.—An individual shall not be eligi-
23 ble to serve on the Panel if such serv-
24 ice would pose a conflict of interest
25 for the individual.



1 “(III) TIMING OF APPOINT-
2 MENTS.—The appointment of mem-
3 bers to the Panel shall be completed
4 not later than March 1, 2001.

5 “(iii) DUTIES.—

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7 COMMENDATIONS ON PROJECT APPLI-
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17 person of the Panel shall be designated by
18 the Secretary at the time of appointment.

19 “(ix) STAFF OF FEDERAL AGEN-
20 CIES.—The Secretary may detail any per-
21 sonnel of the Department of Health and
22 Human Services and the Secretary of
23 Labor may detail any personnel of the De-
24 partment of Labor to the Panel to assist



1 the Panel in carrying out its duties under
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10 formation to the Panel.

11 “(xi) MAILS.—The Panel may use the
12 United States mails in the same manner
13 and under the same conditions as other de-
14 partments and agencies of the United
15 States.

16 “(xii) TERMINATION.—The Panel
17 shall terminate on September 1, 2001.

18 “(3) MATCHING GRANTS.—

19 “(A) GRANT AWARDS.—

20 “(i) IN GENERAL.—The Secretary
21 shall award matching grants, on a competi-
22 tive basis, among entities submitting appli-
23 cations therefor which meet the require-
24 ments of paragraph (1), in amounts that



1 take into account the written commitments
2 referred to in paragraph (1)(D).

3 “(ii) TIMING.—

4 “(I) FIRST ROUND.—On October
5 1, 2000, the Secretary shall award not
6 more than \$70,000,000 in matching
7 grants after considering the rec-
8 ommendations submitted pursuant to
9 paragraph (2)(A)(iii)(I).

10 “(II) SECOND ROUND.—On Octo-
11 ber 1, 2001, the Secretary shall award
12 not more than \$70,000,000 in match-
13 ing grants considering the rec-
14 ommendations submitted pursuant to
15 paragraph (2)(B)(iii)(I).

16 “(iii) NONDISCRIMINATION.—The pro-
17 visions of this section shall be applied and
18 administered so as to ensure that both
19 mothers and expectant mothers and fa-
20 thers and expectant fathers are eligible for
21 benefits and services under projects award-
22 ed grants under this subsection.

23 “(B) PREFERENCES.—In determining
24 which entities to award grants under this sub-



1 section, the Secretary shall give preference to
2 an entity—

3 “(i) to the extent that the application
4 submitted by the entity describes actions
5 that the entity will take that are designed
6 to encourage or facilitate the payment of
7 child support, including but not limited
8 to—

9 “(I) obtaining agreements with
10 the State in which the project will be
11 carried out under which the State will
12 exercise its authority under the last
13 sentence of section 457(a)(2)(B)(iv) in
14 every case in which such authority
15 may be exercised;

16 “(II) obtaining a written commit-
17 ment by the agency responsible for
18 administering the State plan approved
19 under part D for the State in which
20 the project is to be carried out that
21 the State will cancel child support ar-
22 rearages owed to the State in propor-
23 tion to the length of time that the
24 parent maintains a regular child sup-



1 port payment schedule or lives with
2 his or her children; and

3 “(III) obtaining a written com-
4 mitment by the entity that the entity
5 will help participating parents who co-
6 operate with the agency in improving
7 their credit rating;

8 “(ii) to the extent that the application
9 includes written agreements of cooperation
10 with other private and governmental agen-
11 cies, including State or local programs
12 funded under this part, the local Work-
13 force Investment Board, and the State or
14 local program funded under part D, which
15 should include a description of the services
16 each such agency will provide to parents
17 participating in the project described in the
18 application;

19 “(iii) to the extent that the applica-
20 tion describes a project that will enroll a
21 high percentage of project participants
22 within 6 months before or after the birth
23 of the child;

24 “(iv) to the extent that the application
25 sets forth clear and practical methods by

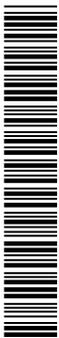


1 which parents will be recruited to partici-
2 pate in the project; and

3 “(v) to the extent that the application
4 demonstrates that the entity will consult
5 with domestic violence prevention and
6 intervention organizations in the develop-
7 ment and implementation of the project in
8 order to protect custodial parents and chil-
9 dren who may be at risk of domestic vio-
10 lence.

11 “(C) MINIMUM PERCENTAGE OF GRANTS
12 FOR NONGOVERNMENTAL (INCLUDING FAITH-
13 BASED) ORGANIZATIONS.—Not less than 75
14 percent of the aggregate amounts paid as
15 grants under this subsection in each fiscal year
16 (other than amounts paid pursuant to the pref-
17 erences required by subparagraph (B)) shall be
18 awarded to nongovernmental (including faith-
19 based) organizations.

20 “(D) DIVERSITY OF PROJECTS.—In deter-
21 mining which entities to award grants under
22 this subsection, the Secretary shall attempt to
23 balance among entities of differing sizes, enti-
24 ties in differing geographic areas, entities in
25 urban versus rural areas, and entities employ-



1 ing differing methods of achieving the purposes
2 of this section.

3 “(E) PAYMENT OF GRANT IN 4 EQUAL AN-
4 NUAL INSTALLMENTS.—During the fiscal year
5 in which a grant is awarded under this sub-
6 section and each of the succeeding 3 fiscal
7 years, the Secretary shall provide to the entity
8 awarded the grant an amount equal to 1/4 of
9 the amount of that grant.

10 “(4) USE OF FUNDS.—

11 “(A) IN GENERAL.—Each entity to which
12 a grant is made under this subsection shall use
13 grant funds provided under this subsection in
14 accordance with the application requesting the
15 grant, the requirements of this subsection, and
16 the regulations prescribed under this sub-
17 section, and may use the grant funds to support
18 communitywide initiatives to address the pur-
19 poses of this section.

20 “(B) NONDISPLACEMENT.—

21 “(i) IN GENERAL.—An adult in a
22 work activity described in section 407(d)
23 which is funded, in whole or in part, by
24 funds provided under this section shall not
25 be employed or assigned—



1 “(I) when any other individual is
 2 on layoff from the same or any sub-
 3 stantially equivalent job; or

4 “(II) if the employer has termi-
 5 nated the employment of any regular
 6 employee or otherwise caused an in-
 7 voluntary reduction of its workforce in
 8 order to fill the vacancy so created
 9 with such an adult.

10 “(ii) GRIEVANCE PROCEDURE.—

11 “(I) STATE PROCEDURE.—A
 12 State to which a grant is made under
 13 this section shall establish and main-
 14 tain a grievance procedure for resolv-
 15 ing complaints of alleged violations of
 16 clause (i) by State or local govern-
 17 mental entities.

18 “(II) FEDERAL PROCEDURE.—
 19 The Secretary shall establish and
 20 maintain a grievance procedure for re-
 21 solving complaints of alleged viola-
 22 tions of clause (i) by private entities.

23 “(iii) NO PREEMPTION.—This sub-
 24 paragraph shall not preempt or supersede
 25 any provision of State or local law that



1 provides greater protection for employees
2 from displacement.

3 “(C) RULE OF CONSTRUCTION.—This sec-
4 tion shall not be construed to require the par-
5 ticipation of a parent in a project funded under
6 this section to be discontinued the project on
7 the basis of changed economic circumstances of
8 the parent.

9 “(D) RULE OF CONSTRUCTION ON MAR-
10 RIAGE.—This section shall not be construed to
11 authorize the Secretary to define marriage for
12 purposes of this section.

13 “(E) PENALTY FOR MISUSE OF GRANT
14 FUNDS.—If the Secretary determines that an
15 entity to which a grant is made under this sub-
16 section has used any amount of the grant in
17 violation of subparagraph (A), the Secretary
18 shall require the entity to remit to the Sec-
19 retary an amount equal to the amount so used,
20 plus all remaining grant funds, and the entity
21 shall thereafter be ineligible for any grant
22 under this subsection.

23 “(F) REMITTANCE OF UNUSED GRANT
24 FUNDS.—Each entity to which a grant is
25 awarded under this subsection shall remit to



1 the Secretary all funds paid under the grant
2 that remain at the end of the 5th fiscal year
3 ending after the initial grant award.

4 “(5) AUTHORITY OF STATE AGENCIES TO EX-
5 CHANGE INFORMATION.—Each agency administering
6 a State program funded under this part or a State
7 plan approved under part D may share the name,
8 address, and telephone number of parents for pur-
9 poses of assisting in determining the eligibility of
10 parents to participate in projects receiving grants
11 under this title, and in contacting parents potentially
12 eligible to participate in the projects, subject to all
13 applicable privacy laws.

14 “(6) EVALUATION.—The Secretary, in consulta-
15 tion with the Secretary of Labor, shall, directly or
16 by grant, contract, or interagency agreement, con-
17 duct an evaluation of projects funded under this sec-
18 tion (other than under subsection (c)(1)). The eval-
19 uation shall assess, among other outcomes selected
20 by the Secretary, the effects of the projects on par-
21 enting, employment, earnings, payment of child sup-
22 port, and marriage. In selecting projects for the
23 evaluation, the Secretary should include projects
24 that, in the Secretary’s judgment, are most likely to
25 impact the matters described in the purposes of this



1 section. In conduction the evaluation, random as-
2 signment should be used wherever possible.

3 “(7) REGULATIONS.—The Secretary shall pre-
4 scribe such regulations as may be necessary to carry
5 out this subsection.

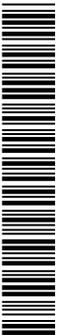
6 “(8) LIMITATION ON APPLICABILITY OF OTHER
7 PROVISIONS OF THIS PART.—Sections 404 through
8 410 shall not apply to this section or to amounts
9 paid under this section, and shall not be applied to
10 an entity solely by reason of receipt of funds pursu-
11 ant to this section.

12 “(9) FUNDING.—

13 “(A) IN GENERAL.—

14 “(i) INTERAGENCY PANELS.—Of the
15 amounts made available pursuant to sec-
16 tion 403(a)(1)(E) for fiscal years 2000
17 and 2001, a total of \$150,000 shall be
18 made available for the interagency panels
19 established by paragraph (2) of this sub-
20 section.

21 “(ii) GRANTS.—Of the amounts made
22 available pursuant to section 403(a)(1)(E),
23 there shall be made available for grants
24 under this subsection—



1 “(I) \$17,500,00 for fiscal year
2 2001;

3 “(II) \$35,000,000 for each of fis-
4 cal years 2002 through 2004; and

5 “(III) \$17,500,000 for fiscal year
6 2005.

7 “(iii) EVALUATION.—Of the amounts
8 made available pursuant to section
9 403(a)(1)E) for fiscal years 2000 through
10 2006, a total of \$6,000,000 shall be made
11 available for the evaluation required by
12 paragraph (6) of this subsection.

13 “(B) AVAILABILITY.—

14 “(i) GRANT FUNDS.—The amounts
15 made pursuant to subparagraph (A)(ii)
16 shall remain available until the end of fis-
17 cal year 2005.

18 “(ii) EVALUATION FUNDS.—The
19 amounts made available pursuant to sub-
20 paragraph (A)(iii) shall remain available
21 until the end of fiscal year 2006.”.

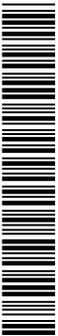
22 (b) FUNDING.—Section 403(a)(1)(E) of such Act (42
23 U.S.C. 603(a)(1)(E)) is amended by inserting “, and for
24 fiscal years 2000 through 2006, such sums as are nec-
25 essary to carry out section 403A” before the period.



1 (c) AUTHORITY TO STATES TO PASS THROUGH
2 CHILD SUPPORT ARREARAGES COLLECTED THROUGH
3 TAX REFUND INTERCEPT TO FAMILIES WHO HAVE
4 CEASED TO RECEIVE CASH ASSISTANCE; FEDERAL RE-
5 IMBURSEMENT OF STATE SHARE OF SUCH PASSED
6 THROUGH ARREARAGES.—Section 457(a)(2)(B)(iv) of
7 such Act (42 U.S.C. 657(a)(2)(B)(iv)) is amended—

8 (1) by inserting “(except the last sentence of
9 the clause)” after “this section”; and

10 (2) by adding at the end the following: “Not-
11 withstanding the preceding sentences of this clause,
12 if the amount is collected on behalf of a family that
13 includes a child of a participant in a project funded
14 under section 403A and that has ceased to receive
15 cash payments under a State program funded under
16 section 403, and the amount so collected exceeds the
17 amount that would otherwise be required to be paid
18 to the family for the month in which collected, then
19 the State may distribute the amount to the family,
20 and the aggregate of the amounts otherwise required
21 by this section to be paid by the State to the Fed-
22 eral Government shall be reduced by an amount
23 equal to the State share of any amount so distrib-
24 uted.”.



1 (d) TANF MAINTENANCE OF EFFORT DETERMINA-
2 TIONS TO BE MADE WITHOUT REGARD TO EXPENDI-
3 TURES FOR PARENT PROGRAMS.—Section
4 409(a)(7)(B)(i) of such Act (42 U.S.C. 609(a)(7)(B)(i))
5 is amended by adding at the end the following:

6 (V) EXCLUSION OF EXPENDI-
7 TURES FOR PARENT PROGRAMS.—
8 Such term does not include expendi-
9 tures for any project for which funds
10 are provided under section 403A.”.

